IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIFTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 612 of 2005

Between:

Gadeboina Narasaiah @ Narasimham,

S/o late Ramachandraiah @ Ramachandram,
R/o Jagannadhapuram Village,

Mulakapalli Mandal, Khammam District.

..... PETITIONER

AND

1. The Additional Agent to the Government

(Project Officer, ITDA) Bhadrachalam, Khammam District.
2 The Agent to the Government

(The District Collector), Khammam.
3 The Special Deputy Collector (T.W.) Paloncha,

Presently at Bhadrachalam, Khammam District.
4 The Mandal Revenue Officer,

Mulakapalli Mandal, Khammam District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue writ or direction preferably writ of mandamus declaring that the orders of the 1st respondent dt.16-10-2004 in C.M.A.No.11/2003 in pursuant to the transfer of appeal by the 2nd respondent while exercising powers under Rule-11(4) of A.P.Agency Rules-1924, is illegal, arbitrary, without authority or jurisdiction, violation of principles of natural justice, beyond the provisions of A.P.Scheduled Area Land Transfer Regulation 1/1959 as amended by Regulation 1/1970, and quash the same.

Counsel for the Petitioner: Mr. KOWTURU VINAYA KUMAR
Counsel for the Respondents: GP FOR SOCIAL WELFARE

The Court at the admission stage made the following:

ORDER:

This Writ Petition is filed questioning the orders passed by the 1st respondent dated 16-10-2004 in C.M.A.No.11 of 2003 in pursuant to the transfer of appeal by the 2nd respondent while exercising powers under Rule-11(4) of the A.P.Agency Rules, 1924.

2. Admittedly, revision lies to the Government under Section 6 of the A.P.Scheduled Area Land Transfer Regulation Act, 1/1970. Therefore, without going into the merits of the case, this Writ Petition is disposed of with a direction to the petitioner to avail appropriate remedy. No costs.

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(K.C.BHANU,J)

25th January, 2005.

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To

1. The Additional Agent to the Government

(Project Officer, ITDA) Bhadrachalam, Khammam District.

2 The Agent to the Government

(The District Collector), Khammam.

3 The Special Deputy Collector (T.W.) Paloncha,

Presently at Bhadrachalam, Khammam District.

4 The Mandal Revenue Officer,

Mulakapalli Mandal, Khammam District.

5 Two CCs to the GP FOR SOCIAL WELFARE,

High Court of A.P.,Hyderabad (O.U.T.)

6 Two CD Copies.